

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

United States of America,

Plaintiff,

vs.

John M. Gay II,

Defendant.

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§Civil Action _____
(CDCS: 2011A28569)

Complaint

1. *Jurisdiction.* The district court has jurisdiction because the United States is a party. *See* U.S. CONST., art III, § 2, and 28 U.S.C. § 1345.
2. *Venue.* The defendant resides in Harris County, Texas, and may be served with process at 5644 Westheimer #160, Houston, TX 77056.
3. *The Debt.* The debt owed to the United States arose through a promissory note. The debt on the date of the Certificate of Indebtedness was:

A.	Current principal	\$	20,182.74
B.	Interest (capitalized and accrued)	\$	16,252.84
C.	Administrative fees, costs, penalties (Including \$350.00 Filing fee)	\$	350.00
D.	Attorney's fees	\$	785.00
E.	Balance due	\$	<u>37,570.58</u>

- F. Prejudgment interest accrues at 3.27% per annum being \$1.81 per day.

- G. The current principal in paragraph 3 A is after credits of \$787.61.
4. *Default.* The United States has demanded that the defendant pay the indebtedness, and the defendant has failed to pay it.
5. *Prayer.* The United States prays for judgment for:
- A. The sums in paragraph 3, pre-judgment interest, administrative costs, and post-judgment interest.
- B. Attorney's fees; and,
- C. Other relief the court deems proper.

Respectfully submitted,

CERSONSKY, ROSEN & GARCÍA, P.C.

By: 

M. H. Cersonsky, TBN: 04048500
1770 St. James Place, Suite 150
Houston, Texas 77056
Telephone: (713) 600-8500
Fax: (713) 600-8585

Attorneys for Plaintiff

For Important Information About This Lawsuit Please See Next Page.

Federal Court Suit

- 1. You have been served in a lawsuit.**
- 2. If you dispute the debt in it, you must file a written response to the lawsuit with the court and the government's lawyer. If you do not, a default judgment will be taken against you.**
- 3. Your written response is due 21 days after the day you got the lawsuit papers.**
- 4. Mail your written response to:**

**Clerk
United States District Court
P.O. Box 61010
Houston, Texas 77208**

and send a copy to the lawyers for the United States at:

**M. H. Cersonsky
Cersonsky, Rosen & García, P.C.
1770 St. James Place, Suite 150
Houston, Texas 77056**

Be sure to put your case number and name on your response.

- 5. If you do not dispute the debt claimed in the lawsuit and want a payment plan, please contact Eddith Salazar at (713) 600-8500.**